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07/04

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control No. _____ Department or Agency Alabama Department of Economic and Community Affairs

Rule No. 305-2-4-.08

Rule Title: Commercial Energy Code

_____ New XX Amend _____ Repeal _____ Adopt by Reference

Would the absence of the proposed rule significantly
harm or endanger the public health, welfare, or safety? NO

Is there a reasonable relationship between the
state's police power and the protection of the
public health, safety, or welfare? NO

Is there another, less restrictive method of
regulation available that could adequately protect
the public? NO

Does the proposed rule have the effect of directly
or indirectly increasing the costs of any goods or
services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the
public than the harm that might result from the
absence of the proposed rule? NO

Are all facets of the rulemaking process designed
solely for the purpose of, and so they have, as
their primary effect, the protection of the public? YES

Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal
note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of
Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of
the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer _____

Date _____

(DATE FILED)
(STAMP)

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07/04

**ALABAMA DEPARTMENT OF ECONOMIC AND COMMUNITY AFFAIRS
ALABAMA ENERGY AND RESIDENTIAL CODES BOARD**

NOTICE OF INTENDED ACTION

RULE NO. & TITLE:

305-2-4-.08 "Commercial Energy Code"

INTENDED ACTION: Amend Rule

SUBSTANCE OF PROPOSED ACTION: The Alabama Energy and Residential Codes Board, under the Alabama Department of Economic and Community Affairs, proposes to amend rule 305-2-4-.08, "Commercial Energy Code."

TIME, PLACE, MANNER OF PRESENTING VIEWS:

A session for oral comment will be held on Thursday, June 16, 2016 from 2:00 pm until 3:00 3m, at the Alabama Center for Commerce, 401 Adams Avenue, Room 342, 36104.

All interested parties may present their views in writing to Heather Goggin, ADECA Energy Division, P.O. Box 5690, Montgomery, AL 36103-5690. All comments must be received by the end of business on Tuesday, July 5, 2016.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

July 5, 2016

CONTACT PERSON AT AGENCY:

Heather Goggin, ADECA Energy Division
401 Adams Avenue, Suite 560
Montgomery, AL 36104
(334) 242-5330 - Codes.Board@adeca.alabama.gov

Claudia Kennedy Smith
Alabama Department of Economic and
Community Affairs, General Counsel

305-2-4-.08 Commercial Energy Code.

(1) Either the 2015 International Energy Conservation Code or the ANSI/ASHRAE/IES Standard 90.1-2013 shall be implemented and enforced for commercial buildings.

(2) For purposes of enforcement, this code shall become effective on January 1, 2016.

Author: Karen Clifton; Heather Goggin

Statutory Authority: Code of Ala. 1975, §§41-23-80 through 85, as amended.

History: New Rule: Filed April 5, 2012; effective May 10, 2012.

Amended: January 16, 2014; **Effective:** March 18, 2014. **Amended:** September 17, 2015 **Effective:** November 4, 2015. **Amended:** _____; **Effective:** _____.